

JC06 Rec CT/PTO 16 AUG 2005 #4

NOTIFICATION OF MAILING

I hereby certify that this correspondence and the documents indicated therein are being deposited with the United States Postal Service as first class mail, postage prepaid, in an envelope addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, Mail Stop: Missing Parts on August 10, 2005.

8/10/2005

Date of Deposit Rochelle Lieberman

PATENT
Atty Docket No.:GB9-2002-0038-US1

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Pennington et al.

SERIAL NO.: 10/522,136

FILING DATE: January 24, 2005

FOR: **Asynchronous Messaging In Storage Area Network**

Group Art Unit: Unknown

Examiner: Unknown

Response to Notice to File Missing Parts of Nonprovisional Application

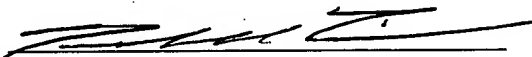
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450
Mail Stop: Missing Parts

Sir:

In response to the Notification of Missing Requirements Under 35 U.S.C. §371 dated July 15, 2005, enclosed please find a signed declaration for the above-referenced patent application together with a copy of the Notification. In addition, enclosed please find a credit card payment form in the amount of \$130.00 made payable to "Commissioner of Patents and Trademarks" to cover the surcharge for the late filing of the Declaration. Please stamp the postcard indicating receipt of the signed Declaration.

Accordingly, Applicant respectfully requests the application to be accorded a formal status in view of submission of the signed Declaration.

Respectfully submitted,

By: 

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Registration No. 39,276

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Date: August 10, 2005



UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
United States Patent and Trademark Office
Address: COMMISSIONER FOR PATENTS
P.O. Box 1450
Alexandria, Virginia 22313-1450
www.uspto.gov

U.S. APPLICATION NUMBER NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
10/522,136	Charles Aidan Pennington	GB9-2002-0038-US1

INTERNATIONAL APPLICATION NO.

PCT/GB03/03032

LA. FILING DATE

PRIORITY DATE

07/11/2003

07/24/2002

49056
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CONFIRMATION NO. 3998

371 FORMALITIES LETTER



OC000000016537780

Date Mailed: 07/15/2005

NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Copy of the International Application filed on 01/24/2005
- Copy of the International Search Report filed on 01/24/2005
- Preliminary Amendments filed on 01/24/2005
- Oath or Declaration filed on 01/24/2005
- Request for Immediate Examination filed on 01/24/2005
- U.S. Basic National Fees filed on 01/24/2005
- Substitute Specification filed on 01/24/2005
- Priority Documents filed on 01/24/2005

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date. The current oath or declaration does not comply with 37 CFR 1.497(a) and (b) in that it:
 - is not executed in accordance with either 37 CFR 1.66 or 37 CFR 1.68.
- **\$130** Surcharge for providing the oath or declaration later than 30 months from the priority date (37 CFR 1.492(e)) is required.

SUMMARY OF FEES DUE:

Total additional fees required for this application is **\$130** for a Large Entity:

- **\$130** Late oath or declaration Surcharge.

ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

*A copy of this notice **MUST** be returned with the response.*

MAMIE P PERSON

Telephone: (703) 308-9140 EXT 227

PART 1 - ATTORNEY/APPLICANT COPY

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/522,136	PCT/GB03/03032	GB9-2002-0038-US1

FORM PCT/DO/EO/905 (371 Formalities Notice)